IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 13766 of 2005

Between:

1 Katru Vijayalakshmi, W/o.Katru Venkateswarlu,
R/o.Martur Village and Mandal, Praksam district.
2 Jakkampudi Padmavathi, W/o.J.Koteswara Rao,
R/o.Martur Village and Mandal, Praksam district.
3 Danda Madhavi Latha, W/o.D.Hanumantha Rao,
R/o.Martur Village and Mandal, Praksam district.

... PETITIONERS

AND

1 The District Collector, Ongole, Praksam district.
2 The Mandal Revenue Officer, Martur Mandal, Praksam district.

...RESPONDENTS

THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

W.P.No. 13766 OF 2005

ORDER:

1. This writ petition has been filed by the petitioners who are three in number with a prayer to issue writ, order or direction, more particularly one in the nature of writ of mandamus declaring the action of the respondents in trying to dispossess the petitioners from the lands admeasuring about Ac. 3-50 cents out of Ac. 4-75 cents in Survey No. 640/CA1, situated at Martur village, Martur Mandal, Prakasam District without issuing any notice and without following due process of law as arbitrary, illegal and without jurisdiction.

2. The writ petitioners claimed that they purchased the property under registered sale deeds dated 9-5-1997. It is the case of the petitioners that the lands in question

are ancestral property of their vendors.

3. The grievance of the writ petitioners is that the respondents are trying to dispossess them without following any due procedure contemplated under A.P. Assignment lands (Prohibition of Transfers) Act. They also moved WPMP 17473 of 2005 and this Court issued interim direction to the respondents not to dispossess the petitioners without following due process of law. The writ petitioners also filed WPMP 20086 of 2005 seeking a direction to the respondents to furnish certain copies of the documents for which an application has been filed by them on 12-7-2005.

4. Heard the learned counsel for the petitioners and learned Government Pleader for Assignment appearing for respondents.

5. It is no more in dispute that proceedings have been initiated by the respondents against the petitioners by invoking the provisions of the Andhra Pradesh Assignment Lands (Prohibition of transfers) Act, and till the out come of the proceedings the petitioners cannot be dispossessed.

6. Another grievance of the writ petitioners is that they submitted application dated 12-7-2005 seeking copies of certain documents, such as, pahani patrik and 10(1) Accounts etc.,.

7. After hearing the learned counsel for the parties, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to dispossess the petitioners, without following due process of law. The respondents are further directed to pass appropriate orders on the application dated 12-7-2005 filed by the petitioners seeking certain copies of revenue records.

8. Accordingly, the writ petition is disposed of with the above directions. No order as to costs.

B.Seshasayana Reddy,J

26th July, 2005

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THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

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W.P.No. 13766 OF 2005

26th July, 2005.